

LEONARD A. BOYLES,  
  
Plaintiff,  
  
Vs.  
  
JOANNE BARNHART, Commissioner of  
Social Security,  
  
Defendant.

The only issues on review are whether the Commissioner applied the correct legal standards and whether the Commissioner's decision is supported by substantial evidence. *Richardson v. Perales*, 402 U.S. 389, 390 (1971); *Hays v. Sullivan*, 907 F.2d 1453, 1456 (4th

Cir. 1990). Review by a federal court is not *de novo*, Smith v. Schwieker, 795 F.2d 343, 345 (4th Cir. 1986); rather, inquiry is limited to whether there was “such relevant evidence as a reasonable mind might accept as adequate to support a conclusion,” Richardson v. Perales, supra. Even if the undersigned were to find that a preponderance of the evidence weighed against the Commissioner's decision, the Commissioner's decision would have to be affirmed if supported by substantial evidence. Hays v. Sullivan, supra.

### **ORDER**

**IT IS, THEREFORE, ORDERED** that plaintiff's Motion to Seal Record is DENIED as MOOT.

**Signed: May 10, 2005**

*Dennis L. Howell*

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Dennis L. Howell  
United States Magistrate Judge

